

**EXECUTIVE SUMMARY SHEET  
CITY OF SAN DIEGO**

DATE: September 8, 2010

ATTENTION: Natural Resources & Culture Committee

ORIGINATING DEPARTMENT: Storm Water Department

SUBJECT: As-Needed Environmental Monitoring Professional Services  
Contract, H105099

COUNCIL DISTRICTS: Citywide

CONTACT/PHONE NUMBER: Ruth Kolb, 858-541-4328

**REQUESTED ACTION:** The Storm Water Department requests that Council authorize the Mayor, or his designee, to approve and execute: (a) an agreement with MACTEC Engineering and Consulting, Inc. (MACTEC) for as-needed storm water environmental monitoring services for an amount not to exceed \$15 million over five (5) years.

The Storm Water Department also requests that Council authorize the expenditure of up to \$15 million over five (5) years from Fund 100000/Department 2114 (General Fund/Storm Water Department), Cost Center 120011, and other cost centers to fund task orders issued under this agreement to support storm water-related work only, provided that the City Auditor and Comptroller furnish certificate(s) demonstrating that the funds necessary for the expenditure are, or will be, on deposit in the City Treasury.

The Storm Water Department also requests that Council state for the record that this activity is not a "project" and is therefore not subject to the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15060(c)(3) and 15378(b)(4).

**STAFF RECOMMENDATION:** Adopt the resolution.

**EXECUTIVE SUMMARY:** The City has a need for professional storm water environmental monitoring and consulting services on an as-needed basis to support its efforts regarding the development and implementation of rules and regulations that affect urban runoff and storm water discharges into and from the City's storm drain system.

In May 2010, the Storm Water Department issued a Request for Proposals (RFP) for storm water engineering and consulting services with guidance from the Purchasing & Contracting Department. Two (2) proposals were received, and a selection panel, in compliance with City Council Policy No. 300-7, was convened. The selection panel consisted of City staff, including a representative from the Equal Opportunity Contracting Program (EOCP). Due to the relatively small number of proposals received, no short listing was conducted, and both proposers were interviewed in August 2010. The selection process was based on ratings in five (5) established categories. Based on the rating criteria applied to each of the five (5) categories, the selection panel determined MACTEC to be the highest qualified firm.

One (1) agreement will be executed to ensure the City has sufficient support over the next five (5) years to accomplish its anticipated workload. The proposed agreement with MACTEC will have a duration of five (5) years effective from the date of Council approval. This agreement will have a total not-to-exceed amount of \$15 million over a five 5-year period. MACTEC will provide support on an as-needed basis in the

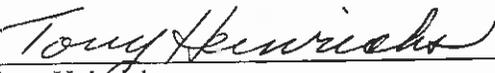
following general areas, thus reducing the need for other future agreements: (a) Task Management and Administration; (b) Preparing monitoring documents in accordance with the California State Water Resources Control Board's Surface Water Ambient Monitoring Program protocols; (c) Conducting monitoring; (d) Analyzing data; (e) Preparing recommendations; (f) Preparing reports; and (g) Attending meetings and providing presentations.

FISCAL CONSIDERATIONS: The total not-to-exceed value of the agreement will be \$15 million over a period of five (5) years. Work under this agreement will be funded in increments via the annual fiscal year budget. The City's total obligation on this agreement will be subject to Council approval during the budget approval process for each fiscal year during the 5-year period. Funding for the task orders issued under the agreement will come from Fund 100000/Department 2114 (General Fund/Storm Water Department), Cost Center 120011, and other cost centers as identified in the City's annual budget in order to support storm water-related work only. For each task order, the City Auditor and Comptroller will be requested to furnish certificate(s) demonstrating that the funds necessary for the expenditure are, or will be, on deposit in the City Treasury. In Fiscal Year 2012, the Storm Water Department anticipates issuing task orders with an estimated total value of \$3,000,000.

PREVIOUS COUNCIL and/or COMMITTEE ACTION: This is a new as-needed agreement with no previous committee or council actions taken.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS: The RFP was advertised in several newspapers, including those serving minority communities, to encourage broad and diverse participation in the competition. Notice of the RFP was also placed on the City's official website.

KEY STAKEHOLDERS AND PROJECT IMPACTS: The key stakeholder is MACTEC Engineering and Consulting, Inc. Establishment of this agreement will facilitate the Storm Water Department's efforts to protect the quality of the City's and region's water bodies and comply with federal and state water quality regulations that will benefit residents, businesses, the region's tourist industry, and the local environment.

  
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Tony Heinrichs  
Storm Water Department Director

  
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David Jarrell  
Deputy Chief of Public Works